

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED
JAN 27 2023
CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY [Signature]
DEPUTY CLERK

UNITED STATES OF AMERICA §
 §
V. § CRIMINAL NO. 1:22-CR-053-LY
 §
(1) FRANKLIN BARRETT SECHRIEST §

ORDER

Before the Court is Defendant Franklin Barrett Sechriest's Agreed Motion for Continuance (Clerk's Doc. #66) filed on January 23, 2022. Having considered the motion the court is of the opinion that the motion should be granted as follows,

ACCORDINGLY, IT IS ORDERED that all pretrial motions shall be filed on or before February 10, 2023, and any response to a motion shall be filed on or before February 24, 2023.

IT IS FURTHER ORDERED that the above entitled and numbered case is reset for hearing on all pending pretrial motions and docket call on March 3, 2023, at 9:30 AM, with jury selection and trial on March 20, 2023, at 9:00 AM.

Pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(h)(7), the Court finds that the ends of justice served by allowing the Defendant additional time for pretrial preparation outweighs the best interest of the public and the Defendant in a speedy trial. The Court's basis for said finding is that the failure to grant such a continuance in this case would deny counsel for the Defendants the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(7). Thus, the Court finds that the time between the previous trial setting of February 13, 2023, and the new setting of March 20, 2023, is excludable under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7).

IT IS FURTHER ORDERED that counsel for the Defendant shall notify the Defendant of all Court settings and, if the Defendant is on bond, advise the Defendant that the Defendant must be present on the dates and times specified in this Order.

SIGNED this 27th day of January, 2023.



LEE YEAKEL
UNITED STATES DISTRICT JUDGE